

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**NYRAN DALE THOMPSON,**

**Plaintiff**

**v.**

**DEPUTY WARDEN CARVER, *et al.*,**

**Defendants**

:  
:  
:  
:  
:  
:  
:  
:  
:  
:  
:

**CIVIL NO. 3:CV-16-1529**

**(Judge Caputo)**

**O R D E R**

**AND NOW**, this **16th** day of **JUNE, 2017**, in accordance with the accompanying memorandum, it is **ORDERED** that:

1. The action is dismissed, without leave to amend, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) for failure to state a claim upon which relief may be granted.
2. Mr. Thompson's motion for appointment of counsel (ECF No. 24) is denied as moot.
3. The Clerk of Court shall close this file.

/s/ A. Richard Caputo  
**A. RICHARD CAPUTO**  
United States District Judge